PTO/SB/21 (08-00) Reasa type a plus sign (+) inside this box → 🗐 Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/071,838 TRANSMITTAL February 8, 2002 Filing Date RECEIVED **FORM** First Named Inventor Li, Jing SEP 0 9 (to be used for all correspondence after initial filing) Group Art Unit 1645 Not yet assigned **Examiner Name** Total Number of Pages in This Submission Attorney Docket Number 018781-007610US ENCLOSURES (check all that apply) After Allowance Communication to Assignment Papers Fee Transmittal Form (for an Application) Group Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Amendment / Reply Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Proprietary Information Petition After Final Petition to Convert to a Status Letter Affidavits/declaration(s) Provisional Application Power of Attorney, Revocation Other Enclosure(s) Change of Correspondence Address Extension of Time Request (please identify below): Terminal Disclaimer Return Postcard Express Abandonment Request Request for Refund Information Disclosure Statement CD, Number of CD(s) w/forms PTO/SB/08A&B and references AA-AD The Commissioner is authorized to charge any additional fees to Certified Copy of Priority Deposit Account 20-1430. Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Townsend and Townsend and Crew LLP Firm Reg. No. 44,879 Jean M. Lockyer, Ph.D. Individual napa Signature

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date.

September 3, 2002

Date

Malinda C. Dagit Typed or printed name

pten ber 3, 2002

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time vill vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO. Assistant Commissioner for I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Attorney Docket No.: 018781-007610US Client Reference No.: T00-027-1US

o.: T00-027-1US

SEP 0 9 2002

TECH CENTER 1600/2900

RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LI et al.

Assistant Commissioner for Patents

Yashington, D.C.

Application No.: 10/071,838

Filed: February 8, 2002

For: PRC17: AN AMPLIFIED CANCER

**GENE** 

Examiner: Not yet assigned

Art Unit: 1645

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

**§1.98** 

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. The sequence listing for reference AB (952 pages) has not been enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

JV1 910/02 LI et al.

Application No.: 10/071,838

Page 2

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Jean M. Lockyer, Ph.D. Reg. No. 44,879

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, 8<sup>th</sup> Floor San Francisco, California 94111-3834

Tel: 415-576-0200 Fax: 415-576-0300

JML:mcd **Unsaved Document** 

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Right to Property of the Communication of

<b>INFORMATION DISC</b>	OSURE
STATEMENT BY APP	LICANT

(use as many sheets as necessary)

Sheet 1 of 2

0 6 2002

Substitute for form 1449A/PTO

Complete if Known				
Application Number	10/071,838	RECE		
Filing Date	February 8, 2002	, ILUE		
First Named Inventor	Li, Jing, et. al.	SED		
Art Unit	1645	<u> </u>		
Examiner Name	Not yet assigned	TECHOOM		
Attorney Docket Number	018781-007610US	- LOT CENTER		

			U.S. PATENT D	OCUMENTS		
	Document Number					
Examiner	Cite No.1	Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		US-				
	7	US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
-		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
	-	US-				
		US-				
		US-				

	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	For	eign Patent Docum	ient  Ind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	AA	WO	00/23589	A2,A3	04-27-2000			
	AB	WO	01/12659	A2,A3	02-22-2001			
*=								
				-				
					. <del></del>			
	<u> </u>							
	<del></del>	<u> </u>						

Examiner Signature	Date Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> **Applicant's** unique citation designation number **(optional)**. <sup>2</sup> Kind Codes of U.S. Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement. This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

SF 1382112 v1

	0	1 1	K	\	
PAI	SEP	0 \$	2002	CIL	$\rightarrow$
13	Ende	uther R	S CONTRACT	k Reduc	ction Act

PTO/SB/08B (10-01) Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

1645

TAINE			
Substitute for form 1449B/PTO		Complete if Known	
	Application Number	10/071,838	
INFORMATION DISCLOSURE	Filing Date	February 8, 2002	4:-
STATEMENT BY APPLICANT	First Named Inventor	Li ling et al	

Art Unit

9 2002

(use as many sheets as necessary)

2 of Sheet

Not yet assigned **Examiner Name** ZR 1600/2900 Attorney Docket Number 018781-007610US

	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>			
	AC	Nakamura et al., "A novel transcriptional unit of the tre oncogene widely expressed in human cancer cells,"  Oncogene (Apr 1992) 7(4): 733-741				
	AD	Onno et al, "Human TRE17 Oncogene is Generated from a Family of Homologous Polymorphic Sequences by Single-Base Changes," <u>DNA and Cell Biology</u> (Mar 1993) 12(2): 107-118				
			i			
-						
,_,						

Examiner	Date	
Signature	Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231. SF 1382112 v1

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached